

### ***Examiner-Initiated Interview Summary***

09/857.332

PHILLIPS ET AL.

J. Eric Angell

1635

### All Participants:

(1) J. Eric Angell.

(2) John McDonald.

**Status of Application:** \_\_\_\_\_

(3) Elena Polovnikova.

(4) \_\_\_\_\_.

**Date of Interview:** *16 June 2003*

**Time:** afternoon

**Type of Interview:**

☒ Telephonic

 Video Conference

☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description:

## Part I.

Rejection(s) discussed:

N/A

**Claims discussed:**

46, 49, 57

**Prior art documents discussed:**

## Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

### Part III.


☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Applicants' representative was contacted regarding claim 46, 49 and 57. Regarding claim 46, Applicants representative agreed to an Examiner's amendment to correct an apparent typographical error; specifically to change "th" to "the". Regarding claims 46 and 49, the Examiner inquired about the phrase "a mycobacterial DNA". The Applicants' representative indicated that the phrase was referring to the DNA of any mycobacteria and not to any DNA fragment of the mycobacteria itself. An agreement was made to delete the word "a" from the phrase "a mycobacterial DNA" in claims 49 and 57 by Examiner's amendment. Applicants pointed out that the specification does not contemplate using any particular piece or fragment of mycobacterial DNA, but rather the mycobacterial DNA that is complexed to the cell wall or that is isolated from the mycobacteria.

  
DAVE T. NGUYEN  
PRIMARY EXAMINER